

Good Afternoon, Representatives, senators, and all other public functionaries.

I am incensed that I have to take time out from my daily activities and come down to Lansing to explain to you your job. You were hired to do the bidding for the people and that is what you get paid for. This is not a photo op or a chance to climb the political ladder, but rather a real job. To handle the day to day political issues that we the people hired you for.

How many of you have received an email, followed up by a certified mail letter? This letter removes your “plausible deniability” claim. You can no longer hide behind the “I don’t know status” when you become involved in further litigation for your malfeasance, dereliction of duty, or “usurpation” of your delegated authority. In short for not acting “de jure” see *Norton v Shelby County* 118 US 425 (1886).

I assume by now that you public functionaries are aware of the Declaration of Independence that states- -

“We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness.--That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed,”

I suspect that you all have followed Michigan State Constitution Article XI section 1 Oath of public officers. Which states- -

All officers, legislative, executive and judicial, before entering upon the duties of their respective offices, shall take and subscribe the following oath or affirmation: I do solemnly swear (or affirm) that I **will support the Constitution of the United States and the constitution of this state**, and that I will faithfully discharge the duties of the office of according to the best of my ability. No other oath, affirmation, or any religious test

shall be required as a qualification for any office or public trust.

I further suspect that you understand according to the United States Constitution Article 4 Section 4- -

“The United States shall guarantee to every State in this Union a Republican form of Government. .”

Assuming that you are all lawfully seated public functionaries and that MPSC is likewise lawfully seated. MCLA Chapter 15 states in short that you swore an oath of office before taking your seat as a legislature, it is imperative that you understand, that WE THE PEOPLE ARE INCHARGE in a Republic. NOT DTE, NOT MPSC, and certainly not the government that has the only function to protect the people who elected you to this office from the tyranny of corporations such as DTE that hold each citizen hostage to their desires.

DTE was given the privilege of a monopoly and as such must not be given carte blanche to abuse the citizens who use the energy DTE is in business to create.

To put it in the words of *Hale v Henkel*-201 US 43, United States Supreme Court decision,

we are of the opinion that there is a clear distinction in this particular between an individual and a corporation, and that the latter has no right to refuse to submit its books and papers for an examination at the suit of the State. **The individual may stand upon his constitutional rights as a citizen. He is entitled to carry on his private business in his own way. His power to contract is unlimited. He owes no duty to the State or to his neighbors to divulge his business, or to open his doors to an investigation, so far as it may tend to criminate him. He owes no such duty to the State, since he receives nothing therefrom beyond the protection of his life and property. His rights are such as existed by the law of the land long antecedent to the organization of the State, and can only be taken from him by due process of law, and in accordance**

with the Constitution. Among his rights are a refusal to incriminate himself and the immunity of himself and his property from arrest or seizure except under a warrant of the law. He owes nothing to the public so long as he does not trespass upon their rights.

Upon the other hand, the corporation is a creature of the State. It is presumed to be incorporated for the benefit of the public. It receives certain special privileges and franchises, and holds them subject to the laws of the State and the limitations of its charter. Its powers are limited by law. It can make no contract not authorized by its charter

Further to state by Justice Mathews in *Downes v Bidwell*, 182 US 244

Mr. Justice Matthews, said: 'When we consider the nature and theory of our institutions of government, the principles upon which they are supposed to rest, and review the history of their development, we are constrained to conclude that they do not mean to leave room for the play and action of purely personal and arbitrary power. **Sovereignty itself is, of course, not subject to law, for it is the author and source of law; but in our system, while sovereign powers are delegated to the agencies of government, sovereignty itself remains with the people, by whom and for whom all government exists and acts. And the law is the definition and limitation of power.**

In essence Norton v Shelby County, 118 US 425 (1886) states- -

An unconstitutional act is not a law; it confers no rights; it imposes no duties; it affords no protection; it creates no office; it is, in legal contemplation, as inoperative as though it had never been passed.

To put it in layman terms, you elected public servants were elected to this seat of government to do my bidding, not as my king, ruler, or leader, but as my

representative. If you choose to ignore your duty then you step outside your “de jure” duty and become a “usurper” who has no protection from liability see *Norton, supra*.

My will is not to have a “smart meter” not to accept this advanced meter technology. It is up to you to enforce my will. To prevent DTE or any other corporation or branch of government from forcing their “usurpation” upon me.

If you choose to sit back, and enjoy this ride provided to you by the people and continue to “usurp” authority not granted to you by me, or the people, then you will find the will of the people being forced upon you in the form of a lawsuit. Just because you believe that you are a lame duck and therefore cannot be held liable, then you are sadly mistaken. You have time now to correct this “usurpation” of MPSC as well as DTE and act “de jure” or you we will have stepped outside your delegated scope of employment and be held personally liable.

You can no longer say you did not know about this issue and therefore cannot be held liable for any of the things being presented here tonight.

I have only a few questions left:

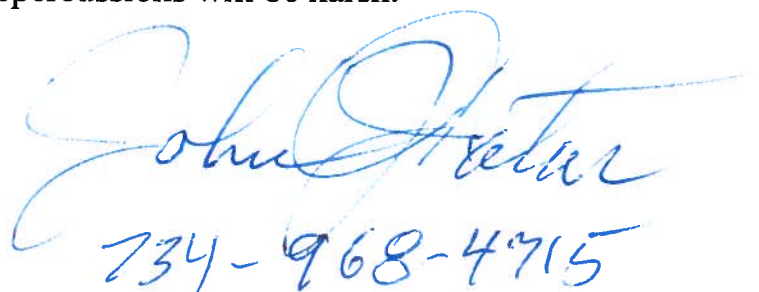
Who has given DTE the authority to impose their technology upon the citizens of Michigan without the citizens authority? By extorting money, by threatening, and by ultimately shutting off the power to the citizens who do not comply with DTE’s wishes? Who gave them the authority to “usurp” their obligations to this State’s citizens?

Has (DTE) or anybody done an environmental impact study concerning smart meter technology? A federal law. If so where is it, if not why not?

What power does MPSC have? Can MPSC also threaten the Citizens of Michigan. MPSC was designed to control DTE not the people?

How many of you representatives have taken money from DTE? How many of you representatives are beholding to DTE.

Please take this very serious because the repercussions will be harsh.


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